

RECEIVED
CENTRAL FAX CENTER
NOV 16 2007

OFFICIAL RESPONSE

Docket No. DEP5249USNP
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Sutton Group Art Unit: 3738
Serial No.: 10/826,186 Examiner: Blanco, Javier
Filed: April 16, 2004
Title: Adjustable Intervertebral Disc Prosthesis

CERTIFICATE OF FACSIMILE

I, Amy Pelletier, hereby certify that this correspondence is being filed via facsimile to the United States Patent and Trademark office at 571-273-8300 on November 16, 2007

Amy Pelletier (signature)
Amy Pelletier

Thomas M. DiMauro (name of Registered Representative)

NO. OF PAGES (including cover sheet): 21

Thomas M. DiMauro
Patent Attorney
Johnson & Johnson Law Department

Phone #: 508-880-8401
Fax #: 508-977-6978

DePuy Spine Inc.
325 Paramount Drive
Raynham, Mass. 02767-0350

RECEIVED
CENTRAL FAX CENTER

NOV 16 2007

Docket No. DEP5249

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Sutton Group Art Unit: 3738
Serial No.: 10/826,186 Examiner: Blanco, Javier
Filed: April 16, 2004
Title: Adjustable Intervertebral Disc Prosthesis

CERTIFICATE OF MAILING

I, Amy Pelletier, hereby certify that this correspondence is being sent via facsimile to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 at fax number 571-273-8300 on November 16, 2007.

Amy Pelletier (signature)
Amy Pelletier

Thomas M. DiMauro (name of Registered Representative)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

In response to the Office Actions of May 3, 2007; July 11, 2007; and Oct. 17, 2007, Applicants respectfully request reconsideration of the above-captioned patent application in view of the following amendment and remarks:

Amendments to the Claims are reflected in the listing of the claims which begins at page 2 of this paper.

Remarks begin at page 15 of this paper.